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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

SEAN MCCLINTOCK; and  
VALERIE FLORES,

Plaintiffs,

vs.

CITY OF FOUNTAIN VALLEY;  
and DOES 1-10, inclusive,

Defendants.

8:25-cv-01381-MRA-ADS  
*Hon. Monica Ramirez Almadani*  
*Hon. Autumn D. Spaeth, Magistrate*

**DECLARATION OF KIMBERLY  
SARMIENTO**

I, Kimberly Sarmiento, declare that:

1. I am an attorney, duly licensed to practice law in the State of California, and an associate at the law firm of Carpenter, Rothans & Dumont, attorneys of record for the defendant in this matter.

2. This declaration is made in connection with the parties' Stipulation to Modify the Scheduling Order, in the above-entitled matter.

3. The following facts are stated from my personal knowledge, except those facts stated on information and belief which I believe to be true, and if called as a witness I could and would so competently testify thereto under oath.

4. In October 2025, I had preliminary discussions regarding the case and

1 possible early resolution with Eric Valenzuela and Dale Galipo, attorneys of record  
2 for Plaintiffs in this matter. Counsel agreed to participate in early mediation with  
3 Rick Copeland, Esq. Upon agreement to using Mr. Copeland as a mediator, we  
4 contacted Mr. Copeland to obtain his earliest availability, which was not until  
5 March 2026. Currently, the parties are scheduled to participate in early mediation  
6 with Mr. Copeland on March 18, 2026. I have continued to discuss settlement  
7 negotiations with Plaintiffs' counsel and anticipate doing so before our mediation  
8 to ensure it is as productive as possible.

9 5. Mr. Valenzuela and I recently discussed Plaintiffs' interest in  
10 amending the complaint to name the shooting officer as an individual defendant in  
11 this action. However, I must seek authority from my client with respect to this  
12 issue. Because of the holiday schedule, I do not anticipate confirming this with my  
13 clients before Plaintiffs' current deadline to amend the pleadings/add parties.

14 6. I am the associate assigned to the defense for the City of Fountain  
15 Valley and have been the attorney actively working on this file. I am currently  
16 pregnant with my first child, and my estimated due date is early February 2026. I  
17 plan to go on maternity leave sometime in February 2026 through June 2026.

18  
19 I declare under penalty of perjury that the foregoing is true and correct.  
20 Executed this 23rd day of December 2025 at Los Angeles, California.

21  
22  
23 /s/ Kimberly Sarmiento

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Kimberly Sarmiento